

BEFORE THE HUMAN RIGHTS COMMISSION  
OF THE STATE OF MONTANA

SAVIN IKUNIN,

Charging Party

-v-

MONTANA DEPARTMENT OF  
CORRECTIONS,

Respondent

CASE NO. 0151017524

FINAL AGENCY DECISION

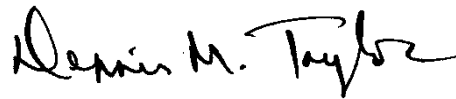
On **December 23, 2015** the Human Rights Bureau issued a Final Investigative Report and corresponding Notice of Dismissal and Notice of Right to Sue in the above-captioned matter. On **January 7, 2016**, the Human Rights Commission received Charging Party's objection to the dismissal of his claim. Pursuant to §49-2-511(1), MCA, a party may seek review by the Commission by filing an objection within fourteen (14) days after the issuance of the notice of dismissal. Filing with the Commission is effective upon actual receipt at its offices and not upon mailing. ARM 24.9.111(3). If this deadline is not met, a decision of the department to dismiss a complaint is final. In this case, the notice of dismissal was issued on **December 23, 2015**, as indicated by its certificate of service. The Charging Party filed an untimely objection because the objection was received on **January 7, 2016**.

Therefore, IT IS HEREBY ORDERED, that the objection of Charging Party is dismissed.

If a charging party chooses to commence a civil action in district court by filing a complaint in district court, the charging party must do so within 90 days after the date of issuance of the Notice of Dismissal and Notice of Right to Sue. This order does not alter or extend that right. The filing must be in the district where the alleged violation occurred. Section 49-2-511(3)(a), MCA. If a charging party fails to commence a civil action within 90 days, their claims are time barred. Id.

Alternatively, a party may ask a district court to review the decision of the Commission to dismiss the complaint. Section § 2-4-702, MCA. This review must be requested within 30 days after the date this order is issued.

DATED this 8th day of January, 2016.

A handwritten signature in black ink, reading "Dennis M. Taylor". The signature is written in a cursive style with a large, stylized 'D' and 'T'.

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Dennis M. Taylor, Chair  
Human Rights Commission

## CERTIFICATE OF SERVICE

The undersigned secretary for the Human Rights Commission certifies that a true and correct copy of the foregoing ORDER was mailed to the following by U.S. Mail, postage prepaid, on this 8th day of January, 2016.

SAVIN IKUNIN  
AO #3014357  
700 CONLEY LAKE ROAD  
DEER LODGE, MT 59722

MONTANA DEPARMENT OF CORRECTIONS  
ROBERT LISHMAN  
P.O. BOX 201301  
HELENA, MT 59620



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Annah Smith, Legal Secretary  
Montana Human Rights Bureau